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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/785,234	02/24/2004	Thomas W. Oakes	OAK-01	1047
William J. Kolegraff 3119 Tumberry Way Jamul, CA 91935		9	EXAMINER	
			WILKINS III, HARRY D	
Jamui, CA 9193	55		ART UNIT	PAPER NUMBER
			1795	
			MAIL DATE	DELIVERY MODE
			02/11/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



## **UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office**

DATE MAILED:

Address: COMMISSIONER FOR PATENTS

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Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	1	ATTORNEY DOCKET NO.
10785234	2/24/04	OAKES, THOMAS W.	OAK-01  EXAMINER  Harry D. Wilkins, III	
William J. Kolegraff 3119 Tumberry Way				
Jamul, CA 91935			ART UNIT	PAPER
			1795	20090130

Please find below and/or attached an Office communication concerning this application or proceeding.

## **Commissioner for Patents**

- 1. All claims are allowable. However, due to a potential interference, *ex parte* prosecution is SUSPENDED FOR A PERIOD OF 6 MONTHS from the date of this letter. Upon expiration of the period of suspension, applicant should make an inquiry as to the status of the application.
- 2. The previous letter of suspension should have indicated that the application was being suspended pending the publication of a reference, not due to a potential interference. The previous suspension period was entered to permit the patent granted to Kelly et al on application no. 11/046,572 to publish as US Patent No. 7,459,065 B2 on 2 December 2008. The application is now being forwarded to the Board of Appeals and Interferences for consideration of a possible interference between this application and the Kelly et al patent.

/PATRICK RYAN/ Supervisory Patent Examiner, Art Unit 1795 /Harry D Wilkins, III/ Primary Examiner, Art Unit 1795